

1 LUKENS LAW GROUP
2 WILLIAM M. LUKENS (SBN 037196)
3 JENNIFER L. JONAK (SBN 191323)
4 One Maritime Plaza, Suite 1600
5 San Francisco, CA 94111
6 Telephone: (415) 433-3000
7 Facsimile: (415) 781-1034

8 FENSTERSTOCK & PARTNERS, LLP
9 MAUREEN M. MCGUILL (SBN 104071)
10 30 Wall Street
11 New York, NY 10005
12 Telephone: (212) 785-4100
13 Facsimile: (212) 785-4040

14 RUBY & SCHOFIELD
15 ALLEN J. RUBY (SBN 047109)
16 125 South Market Street, Suite 1001
17 San Jose, CA 95113
18 Telephone: (408) 998-8500
19 Facsimile: (408) 998-8503

20 Attorneys for Plaintiff Reese M. Jones

21 **UNITED STATES DISTRICT COURT**
22 **NORTHERN DISTRICT OF CALIFORNIA**

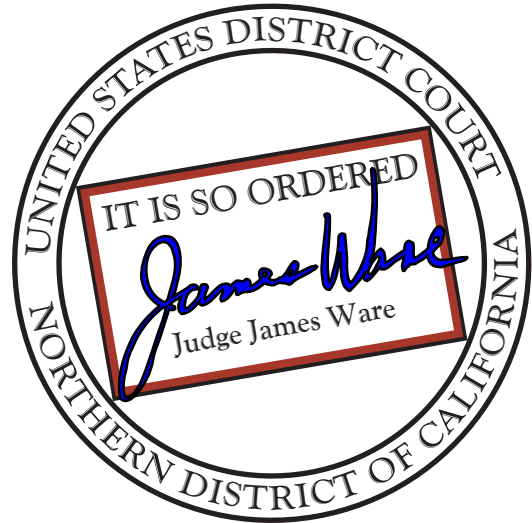
23 REESE M. JONES, an individual,

24 Plaintiff,

25 v.

26 DEUTSCHE BANK AG, a corporation;
27 DEUTSCHE BANK SECURITIES, INC, a
28 corporation; MIO SYLVESTER, an individual;
MICHAEL SHERRY, an individual; CHENERY
ASSOCIATES, a general partnership; CHENERY
ASSOCIATES, INC., a California corporation;
CHENERY MANAGEMENT, INC., a California
corporation; CHENERY INVESTMENTS, INC., a
California corporation; CHENERY SERVICES,
INC., a California corporation; CHENERY
CAPITAL, INC., a California corporation;
SUSSEX FINANCIAL ENTERPRISES, INC., a
California corporation; ROY E. HAHN, an
individual; DOES ONE THROUGH THIRTY,
inclusive;

Defendants.



Case No. 3:04-CV-05357 JW

**STIPULATION TO DISMISSAL
WITH PREJUDICE OF
CHENERY DEFENDANTS**

WHEREAS, Plaintiff Reese M. Jones has reached a settlement with Defendants Chenery Associates, Chenery Associates, Inc., Chenery Management, Inc., Chenery Investments, Inc., Chenery Services, Inc., Chenery Capital, Inc., Sussex Financial Enterprises, Inc. and Roy E. Hahn (collectively, "Chenery defendants");

IT IS HEREBY STIPULATED by and between the undersigned counsel of record for Plaintiff Reese M. Jones, the Chenery defendants, and Defendants Deutsche Bank AG and Deutsche Bank Securities, Inc. that all Chenery defendants shall be dismissed with prejudice from this action pursuant to Fed.R.Civ.Proc. 41(a)(1). Nothing in this Stipulation affects or impairs: (1) the right of Deutsche Bank AG and Deutsche Bank Securities, Inc. to assert any claims, in this or any other action, against the Chenery defendants, relating to the subject matter of this or any other case, including, but not limited to, any claims for relief of rights it may have to offset, indemnification and contribution; (2) the right of Deutsche Bank AG and Deutsche Bank Securities, Inc. to raise the conduct of the Chenery defendants for any purpose in the defense of this action; and (3) any other rights of Deutsche Bank AG and Deutsche Bank Securities, Inc.

This stipulation shall not waive the confidential nature of the settlement or its terms. The attorney for the filing party attests that concurrence in this document has been obtained from the other signatories.

Dated: May 26, 2006

LUKENS LAW GROUP
JENNIFER L. JONAK (SBN 191323)

BY: /s/ Jennifer L. Jonak
JENNIFER L. JONAK
Attorneys for Plaintiff Reese M. Jones

Dated: May 26, 2006

FREELAND COOPER & FOREMAN LLP
DANIEL T. BERNHARD (SBN 104229)

BY: /s/ Daniel T. Bernhard
DANIEL T. BERNHARD
Attorneys for Chenery defendants

1 Dated: May 26, 2006

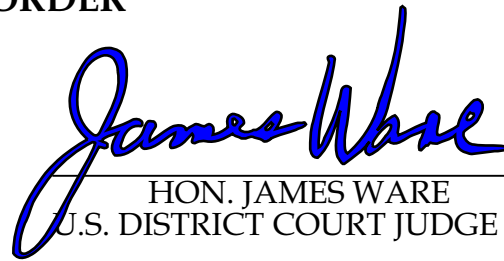
DEWEY BALLANTINE LLP
DIANNE F. COFFINO

2
3 BY: /s/ Dianne F. Coffino
DIANNE F. COFFINO
4 *Attorneys for Deutsche Bank defendants*

5
6 ORDER

7 IT IS SO ORDERED.

8 06/05/06

9 
HON. JAMES WARE
U.S. DISTRICT COURT JUDGE